



## UNITED STATES PATENT AND TRADEMARK OFFICE

BJS  
1721-33

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/927,463	08/13/2001	Florence Smadja-Joffe	1721-33

## DOCKETED

CONFIRMATION NO. 5388

NIXON & VANDERHYE P.C.  
8th Floor  
1100 North Glebe Road  
Arlington, VA 22201-4714

CLT/MATTER # 1721-33  
MAIL DATE 3-29-02  
DUE DATE    
FINAL DEADLINE May 29, 2002  
DOCKETED BY PSC/MJS

## FORMALITIES LETTER



\*OC000000007742889\*

Date Mailed: 03/29/2002

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 02/19/2002 to the Notice to File Missing Parts (Notice) mailed 09/17/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- more than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1));

The following item(s) appear to have been omitted from the application:

- Figure(s) 4C described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit must be filed within TWO MONTHS of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date must be filed

within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY

PART 1 - ATTORNEY/APPLICANT COPY

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SMADJA-JOFFE et al.

Serial No. 09/927,463

Filed: August 13, 2001

Title: MEANS FOR REGULATING HEMATOPOIETIC DIFFERENTIATION

Atty Dkt. 1721-33

C# M#

Group Art Unit:

Examiner:

Date: April 12, 2002

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Fees are attached as calculated below:**

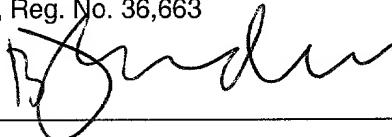
Total effective claims after amendment previously paid for	<b>0</b>	minus highest number 0 x \$ 18.00	\$ 0.00
Independent claims after amendment previously paid for	<b>0</b>	minus highest number 0 x \$ 84.00	\$ 0.00
If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)			\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920/3 months)			\$ 400.00
Terminal disclaimer enclosed, add \$ 110.00			\$ 0.00
<input checked="" type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00)			\$ 0.00
<input type="checkbox"/> Please enter the previously unentered , filed			
<input type="checkbox"/> Submission attached			
		<b>Subtotal</b>	<b>\$ 400.00</b>
If "small entity," then enter half (1/2) of subtotal and subtract		-\$	0.00
<input type="checkbox"/> Applicant claims "small entity" status. <input type="checkbox"/> Statement filed herewith			
Re: 56 Information Disclosure Statement Filing Fee (\$180.00)			\$ 0.00
Assignment Recording Fee (\$40.00)			\$ 0.00
Other: Notice of Incomplete Reply; Revised Specification; Marked up Specification; Request For Approval Of proposed Drawing Amendments			<b>0.00</b>

**TOTAL FEE ENCLOSED \$ 400.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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Telephone: (703) 816-4000  
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BJS:eaw

NIXON & VANDERHYE P.C.  
By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: 

05/09/2002 00AYASII 00000001 141140 09927463

01 FC:118 230.00 CH 1210.00 DP

619520



#16

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

**SMADJA-JOFFE et al.**

Atty. Ref.: **1721-33**

Serial No. **09/927,463**

Group:

Filed: **August 13, 2001**

Examiner:

For: **MEANS FOR REGULATING HEMATOPOIETIC  
DIFFERENTIATION**

\* \* \* \* \*

**April 12, 2002**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**AMENDMENT**

Responsive to the Notice of Incomplete Reply dated March 29, 2002, entry and consideration of the following amendments and remarks are requested; the period for response having been extended up to and including April 17, 2002, by submission of the requisite petition and fee, attached.

**IN THE SPECIFICATION**

Amend the specification as follows:

Insert the attached substitute copy of the specification for the copy of the application filed in the English text on February 19, 2002.

**REMARKS**

Reconsideration is requested.

A copy of the Notice of Incomplete Reply dated March 29, 2002, is attached.

Adjustment date: 05/09/2002 BGAYAST1  
04/16/2002 BABRAHAI 00000002 09927463  
01 FC:116 400.00 DP

A copy of an amended revised specification is attached wherein the description has been amended to include a description of the revised Figures, which have been revised according to the attached Notice. Also attached is a marked up copy of the amended specification wherein the amendments are shown as underlining and strikethrough on pages 18-20 with a vertical line in the right hand marginal space indicating the change. Moreover, the attached marked up copy of the amended specification also includes copies of the originally filed Figures wherein changes are indicated in handwriting in red. No new matter has been added.

The applicants have amended the specification to include the appropriate designation for the Figures in both the text and the Figure legends. Nothing further is believed to be required in this regard.

The indication of Figure 4C on page 19, line 25, of the English text filed February 19, 2002, was in error and the applicants acknowledge that there was no Figure 4C which was filed with the application. The specification was in error in this regard and the application has been amended to delete the designation of Figure 4C in the attached revised specification.

Nothing further is believed to be required in response to the Notice of Incomplete Reply dated March 29, 2002. The undersigned respectfully submits all the formal requirements have been complied with and the application should be passed on for examination. The Office is requested to contact the undersigned however if anything further is required.

**SMADJA-JOFFE et al.**  
**Serial No. 09/927,463**

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:



**B. J. Sadoff**

Reg. No. 36,663

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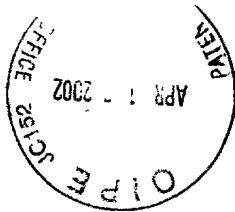
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\* \* \* \* \*

April 12, 2002

Assistant Commissioner for Patents  
Washington, DC 20231

Attention: Chief Draftsperson

**REQUEST FOR APPROVAL OF PROPOSED DRAWING AMENDMENTS**

Authorization to amend the Figures as shown in the attached revised marked-up copy of the amended specification is requested. The Figures have been amended to include new Figure legends, in response to the Notice of Incomplete Rely dated March 29, 2002 (copy attached). A formal copy of these changes is shown in the attached new revised specification. The draftsperson is requested to further advise the undersigned of any changes which are required in this regard.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:

A handwritten signature in black ink, appearing to read "B.J. Sadoff".

B. J. Sadoff

Reg. No. 36,663

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